IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO. 348 OF 2002

IN

SUIT NO. 537 OF 2002

Matchless Investmnt
Finance & Leasing Ltd., .. Plaintiff.

vs.

Oomen Michael .. Defendant .

Mr. Subhash Jadhav i/by Khaitan & Jaykar
for the plaintiff.
Mr. K.V. Tumse for defendant.

CORAM : S.U.KAMDAR, J.

DATE : 9th January,2006.

P.C.

. The present suit is filed on the basis of a family arrangement dated 23.9.1999. Admittedly the plaintiff is not party to the said family arrangement. In that light of the matter, the summons for judgment is not maintainable and triable issues arise. Summons for judgment is dismissed. Unconditional leave to defend.

2. Suit transferred to the list of Commercial

Causes. Written Statement or points of defence to be filed four weeks from today. Affidavits list of documents to be filed within four weeks thereafter. Inspection within four weeks thereafter. Suit to be on Board of the learned Judge taking Commercial Causes.